IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 19227 of 2006(L)

PETITIONER:

PAUL P.ALICE, JUNIOR PUBLIC HEALTH
NURSE, PALAKKAD MUNICIPALITY, PALAKKAD.

BY ADV. SRI.KRB.KAIMAL
SRI.B.UNNIKRISHNA KAIMAL

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT, LOCAL SELF
GOVERNMENT DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF URBAN AFFAIRS,
THIRUVANANTHAPURAM.

3. THE SECRETARY,
PALAKKAD MUNICIPALITY, PALAKKAD.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE ORDER NO.B-4/6160/05 DTD. 17.7.2006 ISSUED BY THE 2ND RESPONDENT.

TRUE COPY

P.A.TO JUDGE

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K. BALAKRISHNAN NAIR, J.

W.P.(C) No.19227 of 2006 (L)

Dated this the 13th June, 2007.

JUDGMENT

The petitioner is a Junior Public Health Nurse in the Municipal Common Service. She is also a native of Palakkad. While working in Palakkad Municipality, she has been transferred by Ext.P1 order dated 17.7.2006 to Neyyattinkara Municipality. This writ petition is filed challenging the said order.

2. She submits that the transfer is made in violation of the transfer norms. Further, for political reasons and trade union rivalry, she has been shifted to a far off place. There are at least seven vacant posts of Junior Public Health Nurse in Palakkad. So, the petitioner prays to quash Ext.P1, to the extent it transfers the petitioner from Palakkad to Neyyattinkara.

3. Heard the learned Government Pleader for the respondents.

3. If the petitioner is aggrieved by Ext.P1, she may move the 2nd respondent, seeking review of

Ext.P1, along with a copy of this judgment, within two weeks from today. In that event, the 2nd respondent shall consider and pass orders on it within two months from the date of receipt of a copy of this judgment. The transfer of the petitioner shall be kept in abeyance. For a period of three months from today or till the 2nd respondent passes final orders on the representation filed by the petitioner, whichever is earlier.

This writ petition is disposed of as above.

K. BALAKRISHNAN NAIR,
JUDGE.

vav.